**DRAFT SUMMONS**

ENVIRONMENT, RESOURCES AND DEVELOPMENTCOURT OF SOUTH AUSTRALIA

CIVIL JURISDICTION

**Please specify the Full Name including capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable) for each party. Each party should include a party number if more than one party of the same type.**

Applicant/s

Respondent/s

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| --- | --- | --- | --- | --- | --- |
| Lodging Party |  | | | | |
| **Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable))** | | | | |
| Name of law firm / solicitor  **If any** |  | | |  | |
| **Law Firm** | | | **Solicitor** | |
| Address for service |  | | | | |
| **Street Address (including unit or level number and name of property if required)** | | | | |
|  |  |  | |  |
| **City/town/suburb** | **State** | **Postcode** | | **Country** |
|  | | | | |
| **Email address** | | | | |
| Phone Details |  | | | | |
| **Type - Number** | | | | |

**Duplicate panel if multiple Applicants**

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| Respondent |  | | | |
| **Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable))** | | | |
| Address |  | | | |
| **Street Address (including unit or level number and name of property if required)** | | | |
|  |  |  |  |
| **City/town/suburb** | **State** | **Postcode** | **Country** |
|  | | | |
| **Email address** | | | |
| Phone Details |  | | | |
| **Type - Number** | | | |

**Duplicate panel if multiple Respondents**

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| **To the Respondent: WARNING**  An application has been made by the Applicant seeking the following orders to be made by the Court:  **Orders sought in separately numbered paragraphs**  1.  The application is made on the following grounds:  **Details of alleged obligation(s) and breach(es) in respect of which enforcement or compliance application is made in separately numbered paragraphs**  The facts on which the Applicant relies are set out in the affidavit of [*full name*] served with this Summons.  The Court will hear the application, or make orders for the hearing of the application, at a hearing.  If you wish to be heard or to oppose the making of any of these orders, you or your solicitor must file a Notice of Acting within 14 days after service of this Summons on you.  This Notice of Acting must be filed at a Registry of the Court. A list of the Registry addresses is available at <https://www.courts.sa.gov.au/going-to-court/court-locations/environment-resources-and-development-court>.  If you do not have a solicitor, you may attend personally at a Registry to do this or alternatively, you may send written correspondence (preferably by email) to the Registry enclosing a Notice of Acting (email address: erdcourt@courts.sa.gov.au).  If you do not file a Notice of Acting or do not appear at the hearing or on any day to which this matter is adjourned, the Court may proceed in your absence. |

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| **Notes to Applicant**   * Set out in numbered paragraphs the orders that you are seeking from the Court and the grounds for your application. * You should use plain English language. * If a summons is issued, give the Respondent a copy of any originating application and any affidavit in support that you filed in the Court together with a copy of the order of the Court in which permission was granted to serve the summons. * After giving the Respondent the summons and any accompanying documents, you must file an Affidavit of Proof of Service (Form 42) in the Court confirming that you have done so. |